

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
ESHARES, INC., :  
:  
Plaintiff, : 22-CV-10987 (JMF)  
:  
-v- : ORDER  
:  
JERRY O. TALTON, III, :  
:  
Defendant. :  
:  
-----X

JESSE M. FURMAN, United States District Judge:

In light of Defendant's new motion to dismiss, *see* ECF No. 23, Defendant's earlier motion to dismiss filed at ECF No. 15 is hereby DENIED as moot. Plaintiff's opposition to the new motion to dismiss is due by **July 5, 2023**. Defendant's reply, if any, is due by **July 12, 2023**.

The Clerk of Court is directed to terminate ECF No. 15.

SO ORDERED.

Dated: June 22, 2023  
New York, New York



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JESSE M. FURMAN  
United States District Judge